

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

ATKINSON, HASKINS, NELLIS,)	
BRITTINGHAM, GLADD & FIASCO,)	
P.C.,)	
)	
Plaintiff)	
)	
vs.)	13-CV-762-JED-PJC
)	
OCEANUS INSURANCE COMPANY,)	
A Risk Retention Group,)	
)	
Defendant)	

**NOTICE TO THE COURT OF MATTER TAKEN UNDER ADVISEMENT
MORE THAN NINETY DAYS**

Plaintiff, Atkinson, Haskins, Nellis, Brittingham, Gladd & Fiasco, P.C., under LCvR 7.2(n), respectfully advises this Honorable Court Plaintiff's Motion to Dismiss Counterclaim (Dkt. #46) was filed on September 18, 2014, and the last brief regarding this matter was filed on November 17, 2014 (Dkt. # 53). Oceanus has failed to state a claim for breach of the duty of good faith and fair dealing. Oceanus has no claim for legal malpractice, as it has never been a client of Atkinson, Haskins. Plaintiff respectfully requests this Court issue an order dismissing Oceanus's legal malpractice counterclaim (Dkt. #41).

Respectfully submitted,

FRANDEN | FARRIS | QUILLIN
GOODNIGHT + ROBERTS

/s/ Joseph R. Farris
Joseph R. Farris, OBA #2835
2 West 2nd Street, Suite 900
Tulsa, Oklahoma 74103
(918)583-7129 & (918)584-3814 Fax
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I certify that on the 12th day of August, 2016 I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will automatically send e-mail notification of such filing to:

Walter D. Haskins
Andrew C. Jayne
Donald M. Bingham
Stephanie L. Theban
J. Patrick Mensching

/s/Joseph R. Farris